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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Atty. Docket No: ADAPP202

Gary Wayne DUNLAVY

Examiner: Unknown

Application No.: 10/010,512

Art Unit: 2833

Filed: December 5, 2002

For: OVERMOLD CABLE TERMINATOR AND

METHOD FOR MAKING THE SAME

Date: February 28, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on February 28, 2002.

Signed: Welv to Weldy

PETITION TO THE COMMISSIONER TO CORRECT FILING DATE OF AN APPLICATION

Commissioner for Patents Washington, D.C. 20231

Sir:

The above-referenced patent application was filed on December 5, 2802. However, the Application Processing Division has assigned the application a filing date of November 5, 2002. Accordingly, the Applicant hereby petitions the Commissioner to correct the filing date for the above-referenced application.

The above-identified application was deposited with the U.S. Postal Service as "Express Mail Post Office to Addressee," as provided under 37 C.F.R. §1.10, on December 5, 2001. The application was addressed to the Commissioner for Patents, Box: Patent Applications, Washington, D.C., 20231, and the Mailing Label Number was EJ577837598US. A true copy of the Express Mail Label, date stamped as received by the United States Postal Service on December 5, 2001, is attached to and submitted as part of this Petition. The application included an Express Mail Certificate signed by the person who deposited the application, a copy of which is enclosed.

It is respectfully submitted that the foregoing clearly establishes that the above-referenced application was indeed filed by Express Mail on December 5, 2001. Accordingly, the Commissioner is hereby requested to accord December 5, 2001 as the filing date for the above-referenced application.

Applicant believes that no petition fee is due because the U.S. Patent and Trademark Office Mail Room caused the error for which correction is requested. Nevertheless, in the event it is determined that any fees are due, such fees may be charged to Deposit Account 50-0805 (Order No. <u>ADAPP202</u>). If the Commissioner has any questions concerning this matter, please contact the undersigned at the number set forth below.

Respectfully submitted, MARTINE & PENILLA, LLP

Rick von Wohld, Esq. Reg. No. 48,018

710 Lakeway Drive, Suite 170 Sunnyvale, CA 94085 Telephone (408) 749-6900 Customer Number 25,920

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THE UNITED STATES PATENT AND TRADEMARK OFFICE ERTIFICATE OF EXPRESS MAILING Attorney Docket No. ADAPP202 that this paper and the documents and/or fees referred to as attached herein are being deposited with First Named Inventor: Gary Wayne DUNLAVY the United States Postal Service on December 5, 2001 in an envelope as "Express Mail Post Office to Addressee" service under 37 **CFR** §1.10, Mailing Label Number EJ577837598US, addressed to the U.S.P.T.O. Commissioner for Patents, Box: Patent Applications, P.O. Box 2327, Arlington, VA 22202. UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR § 1.53(b)) Commissioner for Patents Duplicate for **Box Patent Application** fee processing Washington, DC 20231 This is a request for filing a patent application under 37 CFR § 1.53(b) in the name of inventor: Sir: Gary DUNLAVY OVERMOLD CABLE TERMINATOR AND METHOD FOR MAKING THE SAME For: Application Elements: 23 Pages of Specification, Claims and Abstract 06 Sheets of Drawings (Informal) 02 Pages Combined Declaration and Power of Attorney **Accompanying Application Parts:** Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed) 37 CFR 3.73(b) Statement by Assignee Information Disclosure Statement with Form PTO-1449 AFRICE OF PETITION Copies of IDS Citations Return Receipt Postcard Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) Other: